

JOSEPH P. RUSSONIELLO (CSBN 44332)
United States Attorney

BRIAN STRETCH (CSBN 163973)
Chief, Criminal Division

DENISE MARIE BARTON (MABN 634052)
Assistant United States Attorney

450 Golden Gate Avenue, Box 36055
San Francisco, California 94102
Telephone: (415) 436-7359
Facsimile: (415) 436-7234
denise.barton@usdoj.gov

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	CR No. 08-0025 WHA
Plaintiff,)	STIPULATION AND [PROPOSED] ORDER
v.)	EXCLUDING TIME UNDER 18 U.S.C. § 3161
REMSEN BENEDICT,)	
Defendant.)	

On March 18, 2008, the parties in this case appeared before the Court and stipulated that time should be excluded from the Speedy Trial Act calculations from March 18, 2008 through April 15, 2008. The parties represented that granting the continuance was necessary for effective preparation of counsel, taking into account the exercise of due diligence, to afford

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1 defense counsel time to prepare motions he intends to file. See 18 U.S.C. § 3161(h)(8)(B)(iv).

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3 SO STIPULATED:

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5 JOSEPH P. RUSSONIELLO
6 United States Attorney

7 DATED: March 19, 2008

8 /s/ Denise Barton
9 DENISE MARIE BARTON
Assistant United States Attorney

10 DATED: March 19, 2008

11 /s/
12 GEORGE C. BOISSEAU
13 GEOFFREY DUNHAM
Attorney for REMSEN BENEDICT

14 As the Court found on March 18, 2008, and for the reasons stated above, the Court finds that
15 the ends of justice served by the continuance outweigh the best interests of the public and the
16 defendant in a speedy trial and that time should be excluded from the Speedy Trial Act
17 calculations from March 18, 2008 through April 15, 2008 for effective preparation of counsel.
18 See 18 U.S.C. §3161 (h)(8)(A). The failure to grant the requested continuance would deny
19 counsel reasonable time necessary for effective preparation, taking into account the exercise of
20 due diligence, and would result in a miscarriage of justice. See 18 U.S.C. §3161(h)(8)(B)(iv).

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22 SO ORDERED.

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24 DATED: _____

25 HON. WILLIAM H. ALSUP
26 United States District Court Judge
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